

NO. 72409

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAR 24 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed OCT 28 1980

The applicant **JBY Investments, LLC** hereby make(s) application for permission to change the **Manner of Use** of water heretofore appropriated under **Claims 123 and 124 Alpine Decree (U.S. vs. Alpine Land and reservoir Co. etal Civil No. D-183 BRT)**

- 1. The source of water is **Carson River**
- 2. The amount of water to be changed **26.18 AF**
- 3. The water to be used for **Commercial (fly fishing ponds)**
- 4. The water heretofore permitted for **As Decreed.**
- 5. The water is to be diverted at the following point **As Decree allerman Canal SE¼ SE¼ of Sec 23 T. 12N., R.20E., M.D.B. & M**
- 6. The existing permitted point of diversion is located within **As Decree same**
- 7. Proposed place of use **APN 23-020-08 & 23-020-12 or 10.47 acres total**
- 8. Existing place of use **As Decreed N½ NE¼ Sec 6, T.13N. R.20E., M.D.B. & M.**
- 9. Use will be from **As Decreed.**
- 10. Use was permitted from **As Decreed.**
- 11. Description of proposed works **No Change**
- 12. Estimated cost of works **Completed**
- 13. Estimated time required to construct works **Completed**
- 14. Estimated time required to complete the application of water to beneficial use **5 Years**
- 15. Remarks: **Application proposes a commercial fly fishing club at the corner of Johnson Lane and U.S. 395. For map of POU use Carson River map 40 on file. APN 23-020-08 & 23-020-12 or 10.47 ac**

By **R. Michael Turnipseed P.E.**
s/ **R. Michael Turnipseed P.E.**
204 N. Minnesota St.
Carson City, NV 89708

Compared mt/gkl lt/ gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the manner of use of a portion of Claim Nos. 123 and 124 of the Carson River as heretofore granted under the Final Carson River Decree No. D-183, in the District Court of the United States in and for the District of Nevada, is issued subject to the terms, conditions and irrigation period imposed in said Final decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 26.18 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

April 27 , 2008

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

April 27 , 2011

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,
State Engineer of Nevada, have hereunto set
my hand and the seal of my office,
this 27 day of April A.D. 2007

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____